TJO/Huff

All communications respecting this case should identify it by number and names of parties.

Paper No. 5

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Opposition No. 68,799

Universal City Studio, Inc.

v.

Ninteno of America Inc.

MAILED

JUN 21 1984

PAT. & T. M. OFFICE

This case now comes up on applicant's motion, filed May 14, 1984, for suspension of proceedings herein pending final determination of a civil action between the parties now on appeal in the United States Court of Appeals for the Second Circuit.(1) In support of its motion, applicant asserts that the issues in the two proceedings are essentially the same and that the civil action will have a bearing upon the issues pending in the instant oppositition. Opposer has submitted its consent to applicant's motion.

The motion to suspend appears to be well taken. The civil action may have a bearing on the issues involved herein.

(1) No. 84-7095 styled Universal City Studios, Inc. v. Nintendo of America, Inc.

In view thereof, and inasmuch as opposer has consented thereto, the motion to suspend is granted. Trademark Rule 2.117(a). Within twenty days of a final determination of the civil action, the interested party should call up this case for appropriate action.

T. Jeffrey Quinn
Attorney-Examiner
Trademark Trial and
Appeal Board